

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Baker Jr.  
Serial No.: 09/751,059                      Group No.: 1618  
Filed: 12/29/2000                      Examiner: B. Fubara  
Entitled: **Antimicrobial Compositions and Methods of Use**

**AMENDMENT AND RESPONSE TO THE FINAL OFFICE  
ACTION MAILED SEPTEMBER 5, 2008**

**EFS WEB FILED**

EFS Web Filed  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being transmitted to the United States Patent and Trademark Office transmitted via the Office electronic filing system in accordance with 37 C.F.R. §1.6(a)(4).

Dated: December 19, 2008

By: /Jasmine M. Stansberry/  
Jasmine M. Stansberry

Examiner Fubara:

The following communication is responsive to the Final Office Action mailed September 5, 2008. A request for continued examination (RCE) accompanies this communication.

The Commissioner is hereby authorized to charge any fees during the entire pendency of this application, including fees due under 37 C.F.R. §§ 1.16 and 1.17 that may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-4302, referencing Attorney Docket No. UM-04491. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).